

Violations

40 CFR Part 265.13(b)

A written waste analysis plan

40 CFR Part 265.14(c)

A sign to be posted at the Hazardous waste storage area with the legend "Danger-Unauthorized Personnel Keep Out"

40 CFR Part 265.15

A written schedule of inspections for certain specified portions of the facility. The owner or operator must also retain a record of these inspections in a log or summary.

40 CFR Part 265.16(d)

Written documentation of personnel, jobs and job related training conducted at the facility.

40 CFR Part 265.51

A written contingency plan for the facility designed to minimize hazards to human health or the environment from any unplanned release of hazardous waste constituents.

40 CFR Part 265.53

Copies of the contingency plan to be maintained at the facility and be submitted to local police and fire departments, hospitals and other official agencies who might be called upon in an emergency.

40 CFR Part 265.73

Maintain an operating record at the facility containing certain required information, including a description of the types, quantity and location of all wastes held at the facility.

40 CFR Part 265.112

A written closure plan which describes steps necessary to close all or part of facility.

40 CFR Part 265.142

A written estimate of the costs of closing the facility.

Our Engineering Report

Page 3 and Page 4

A11-467

Accomplished on 6/20/83

Pages 16-19

Effective date 6/30/83

Pages 7,8

A11-468

Appendix A
Contingency Plan & Emergency
Procedures

Page 20
See attached letters to
Police, Fire Department,
Hospitals

Page 20-23
Engineering Drawing DR-2

Appendix B

Appendix B

JUL 13 9 26 AM '83
ENVIRONMENTAL PROTECTION AGENCY
NEW YORK, N.Y. 10007

PAB
DEC 13 1983

Mr. John Lockyer
Vice President, Engineering
Deutsch Relays, Inc.
65 Daly Road
East Northport, New York 11731

Re: EPA I.D. Number NYD057722019
Closure Plan

DEC 13 1983
ENVIRONMENTAL PROTECTION
AGENCY
NEW YORK, N.Y. 10007

Dear Mr. Lockyer:

I am in receipt of your November 14, 1983 submittal regarding partial closure of your hazardous waste facility and the concurrent replacement of the hazardous waste treatment tanks with a new system.

The closure aspects were reviewed and appear to be consistent with the closure performance standards outlined in 40 CFR §265.111. Thus, approval is granted subject to the following conditions:

- Any waters discharged to the settling lagoon and the recharge sump are not hazardous wastes as defined in 40 CFR §261. (Such discharges are not authorized under interim status.)
- Following closure, Deutsch Relays, Inc. will also submit to the U. S. Environmental Protection Agency the certification items described in Section 4.0 of the report.

The replacement of the hazardous waste facility tanks is consistent with changes authorized under interim status per 40 CFR §270.72. Your Part A application, however, needs to be updated to reflect these replacements, as to locations, capacities, etc. I have enclosed a Part A application form for your convenience.

If you should have any questions regarding this letter, please contact the undersigned at telephone number (212) 264-9638.

Sincerely yours,

Stanley Siegel
Environmental Engineer
Solid Waste Branch

Enclosure

cc: James Heil, NYSDRC, Region 1

MAY 5 1983

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John Lockyer
Vice-President of Engineering
Deutsch Relays, Inc.
65 Daly Road
East Northport, NY 11731

Re: EPA Identification Number: NYD057722019
Facility Location: Same
Inspection Date: March 17, 1983

SWP 60 10104

Dear Mr. Lockyer:

file
The Environmental Protection Agency (EPA) is charged with the responsibility for implementing the Solid Waste Disposal Act, as amended, 42 U.S.C. §6901 et seq. (the Act). [Note: Among the statutes amending the Act is the Resource Conservation and Recovery Act (RCRA), 90 Stat. 2795, P.L. 94-580 (1976).] By notification, you informed EPA that you conduct activities at the above referenced facility involving "hazardous waste," as that term is defined in Section 1004(5) of the Act, 42 U.S.C. §6904(5), and in 40 CFR §261. As required in Section 3005 of the Act, 42 U.S.C. §6925, and in 40 CFR §270, you requested a permit to conduct such hazardous waste activities.

JH
HNDMS
6/27/83
In accordance with EPA's responsibility, an inspection was performed at this facility by a duly authorized representative of EPA pursuant to Section 3007 of the Act. This above referenced inspection revealed that your facility was being used for treatment, storage and/or disposal of hazardous waste.

40 CFR Part 265 sets interim status standards for treatment, storage and disposal facilities that handle hazardous wastes. These interim status standards apply until final administrative disposition of the permit application submitted by the owner and operator of the facility has been made. No such final disposition has been made with respect to your facility, and thus the standards of Part 265 apply to that facility.

The inspection revealed that your facility was in violation of certain provisions of Part 265. On the basis of these findings, the Solid Waste Branch Chief, Region II, has determined that your facility is operating in violation of Section 3005 of the Act, 42 U.S.C. §6925, and the regulations promulgated thereunder. The following paragraphs indicate the regulatory provisions that have been violated:

¶ 40 CFR §265.13(b) requires that the owner or operator of a hazardous waste treatment, storage or disposal facility must develop and follow a written waste analysis plan. At the time of the inspection, information present at your facility was insufficient to meet the requirements of this section. You were therefore in violation of 40 CFR §265.13(b).

¶ 40 CFR §265.14(c) requires a sign to be posted at the hazardous waste storage area with the legend "Danger - Unauthorized Personnel Keep Out." At the time of the inspection, no such sign was present at the facility. You were therefore in violation of 40 CFR §265.14.

¶ 40 CFR §265.15 requires that the owner or operator of a hazardous waste facility must develop and follow a written schedule of inspections for certain specified portions of its facility. The owner or operator must also retain a record of these inspections in a log or summary. At the time of the inspection, documents available at your facility were insufficient to meet the requirements of this section. You were therefore in violation of 40 CFR §265.15.

¶ 40 CFR §265.16(d) requires that the owner or operator of a hazardous waste facility must maintain written documentation of personnel, jobs and job-related training conducted at the facility. Documentation which existed at the facility at the time of the inspection was insufficient to meet the requirements of this section. You were therefore in violation of 40 CFR §265.16(d).

¶ 40 CFR §265.51 requires that the owner and operator of a hazardous waste facility must have a written contingency plan for the facility designed to minimize hazards to human health or the environment from any unplanned release of hazardous waste constituents. 40 CFR §265.52 describes the required contents of the contingency plan. At the time of the inspection, the content of this plan was insufficient to meet the requirements of this section. You were therefore in violation of 40 CFR §265.51.

¶ 40 CFR §265.53 requires that copies of the contingency plan be maintained at the facility and be submitted to local police and fire departments, hospitals and other official agencies who might be called upon in an emergency. At the time of the inspection, copies of the plan had not been distributed in compliance with this section. You were therefore in violation of 40 CFR §265.53.

¶ 40 CFR §265.73 requires that the owner or operator of a hazardous waste facility must maintain an operating record at the facility containing certain required information, including a description of the type, quantity, and location of all wastes held at the facility. At the time of the inspection, documents available were insufficient to meet the requirements of this section. You were therefore in violation of 40 CFR §265.73.

¶ 40 CFR §265.112 requires that the owner or operator of a hazardous waste facility must develop and maintain at the facility a written closure plan which describes the steps necessary to close all or part of the facility. At the time of the inspection, documents available were insufficient to meet the requirements of this section. You were therefore in violation of 40 CFR §265.112.

§ 40 CFR §265.142 requires that the owner or operator of a hazardous waste facility must have at the facility a written estimate of the costs of closing the facility. At the time of the inspection, documents available were insufficient to meet the requirements of this section. You were therefore in violation of 40 CFR §265.142.

Section 3008 of the Act authorizes the assessment of a civil penalty of up to \$25,000 per day for violations of statutory provisions or relevant regulations. The determination of whether a penalty is to be imposed is based upon the nature and seriousness of the violation and the good faith efforts to comply with the applicable requirements. It has been determined in this case that no penalty will be imposed for the violations cited above if the facility corrects all violations cited herein as expeditiously as possible and in no case later than sixty (60) days from the receipt of this letter. Should the cited violations be discovered at this facility during future inspections, it is likely that an action for the assessment of a civil penalty will be initiated. Furthermore, please be advised that this letter in no way precludes future enforcement actions for any other violations discovered as a result of any other inspection.

Please confirm in writing within sixty (60) days of your receipt of this letter that the above referenced violations have been corrected and include supporting documentation as appropriate. This confirmation should be addressed to:

Ernest A. Regna
Chief, Solid Waste Branch
Air and Waste Management Division
U. S. Environmental Protection Agency, Region II
26 Federal Plaza
New York, NY 10278

with copies to:

Richard A. Baker
Chief, Permits Administration Branch
U. S. Environmental Protection Agency, Region II
26 Federal Plaza
New York, NY 10278

and

James Heil
Regional Solid Waste Engineer, Region I
New York State Department of Environmental Conservation
Building 40
State University of New York
Stony Brook, NY 11790

You must include your EPA identification number on all correspondence.

Should you have questions about this Notice or should you wish to discuss this matter further, please contact Paul Ingrisano of my staff at (212) 264-5547. A copy of the inspection report is enclosed.

Sincerely yours,

Ernest A. Ragna
Chief
Solid Waste Branch

Enclosure

cc: David Maffrici, Chief,
Bureau of Hazardous Waste Operations, NYSDEC, w/o encl.

. James Heil
Regional Solid Waste Engineer, Region 1, NYSDEC, w/o encl.

bcc: Paul Ingrisano, 2AWM-SW
Richard A. Baker, 2PM-PA w/o encl.